



## ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

**Petition for First and Final Account and Report of Administratrix, Petition for Settlement, for Allowance of Attorney Fees and Costs, for Waiver of Commission, and for Final Distribution; (Prob. C. 11623)**

<b>DOD: 10/01/08</b>	<b>JO ANN SORIA</b> , Administrator with will annexed, is Petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b><u>OFF CALENDAR</u></b> <b>Amended First &amp; Final Account filed 09/11/14 and set for hearing on 10/16/14</b>  1. The Petition requests distribution of ¼ of the property to Anita Lucchesi, daughter of post deceased daughter, Gloria Lucchesi. However, since Gloria died after the decedent, Gloria's ¼ interest should pass to her estate and does not pass directly to Gloria's daughter. Need Amended Petition and Order.  2. The Petition indicates that there is ongoing litigation to which Petitioner, as Administrator of this estate is a party. Therefore it does not appear that this estate is in a position to be closed at this time due to the estate's involvement in ongoing litigation.  <b>For Mr. Fanucchi:</b> 1. Declaration of Mr. Fanucchi filed on 8/14/14 is actually an objection and asks for relief. Therefore a filing fee of \$435.00 is due.  <b>Reviewed by:</b> JF <b>Reviewed on:</b> 09/17/14 <b>Updates:</b> <b>Recommendation:</b> <b>File 2 – Lucchesi</b>
	Account period: <b>11/10/10 – 06/18/14</b>		
<b>Cont. from 081814</b>	Accounting	- \$400,000.00	
<b>Aff.Sub.Wit.</b>	Beginning POH	- \$400,000.00	
✓ <b>Verified</b>	Ending POH	- \$400,000.00	
✓ <b>Inventory</b>	Administrator	- <b>waived</b>	
✓ <b>PTC</b>	Attorney Bortolussi	- <b>\$800.00</b> (less than statutory based on time spent on the administration)	
✓ <b>Not.Cred.</b>	Attorney Bortolussi costs-	<b>\$496.50</b> (filing fees, certified copies, recording fees)	
✓ <b>Notice of Hrg</b>	Attorney Fanucchi costs-	<b>\$2,262.50</b> (to be paid by Petitioner outside of the probate estate for filing fees, publication, certified copies, probate referee)	
✓ <b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>	11/10/10		
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
✓ <b>9202</b>			
✓ <b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
✓ <b>FTB Notice</b>			

Continued on Page 2

Petitioner requests approval to pay Quinlan, Kershaw & Fanucchi costs outside of probate. However, due to the massive conflict between the Estate and Mr. Fanucchi for the entirety of representation, which caused the probate to be significantly delayed, Petitioner requests that attorney's fees for Mr. Fanucchi be denied.

Petitioner states that on 06/23/14, Mr. Fanucchi filed a lawsuit against Petitioner individually and as Administrator of the Estates of Anita Lucchesi and Gloria Lucchesi, Jack Lucchesi, and Linda Hofer for Rescission, Restitution and Damages (Fresno Superior Court Case No. 14CECG01795). This lawsuit stems from the conflict of interest that caused Petitioner to seek a new attorney in the final stages of this probate.

Petitioner states that all funds in the estate were depleted during the administration by Jack Lucchesi, the former administrator, for maintenance and expenses of the real properties.

**Distribution, pursuant to Decedent's Will, is to:**

Jo Ann Soria	-	1/4 interest in real property
Jack Lucchesi	-	1/4 interest in real property
Linda Hofer	-	1/4 interest in real property
Anita Lucchesi	-	1/4 interest in real property

**Declaration of Edward L. Fanucchi Re Request or Denial of Attorneys' Fees and Reimbursement of Costs** filed 08/14/14 states:

1. Quinlan, Kershaw & Fanucchi, LLP acted as the attorney for the former executor, Jack Lucchesi and subsequently for the Petitioner/successor Administrator for the duration of the administration of the estate until Petitioner substituted in attorney Bortolussi on 05/14/14.
2. Starting in 2007, property values plummeted in the area and there was no ability to market the property, the Executor agreed that the property could not be marketed and that situation persists today with no buyers for the property. The property was the only asset of the estate and the best way to manage the estate was to hold the property in the estate under the control of one person, being the Executor. This strategy was discussed and approved by the Executor for the benefit of the beneficiaries
3. On 04/17/14, Attorney Fanucchi prepared the First and Final Account and for Final Distribution on behalf of the Administrator. As of that date, all matters to be completed in the estate had been done and the estate was in a condition to be closed.
4. On 04/23/14, the First and Final Account and for Final Distribution was mailed to attorney Bortolussi for review and execution by Jo Ann Soria, however, Ms. Soria refused to sign the Account.
5. It would appear that there would be no resolution to the dispute that developed between the Admininstratrix, Jack Lucchesi and Linda Hofer on the one hand and Mr. Fanucchi on the other hand. On 5/8/14, a substitution of attorney was executed.
6. On 7/7/14, a First and Final Account was filed on behalf of JoAnn Soria by Anton M. Bortolussi. The account requests denial of statutory attorneys' fees to Quinlan, Kershaw and Fanucchi, LLP in the amount of \$11,227.63. **Quinlan, Kershaw and Fanucchi requests that said attorney fees be paid by the beneficiaries outside of probate in that all the work in the estate had been completed prior to the time the dispute between the beneficiaries and Mr. Fanucchi.**
7. The estate had no funds to pay the legal costs to bring on and continue this estate, so they were all advanced by the law firm of the undersigned and need to be reimbursed to this law firm now, or, in the alternative, become a judgment lien on the 20 acres of realty in this estate as legally described in the Petition for Final Distribution located at 3665 N. Hayes, Fresno, CA 93723. The same is true for attorneys' fees as ordered by the Court.

## (1) Second Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney

Age: 86 years DOB: 11/12/1927		PUBLIC GUARDIAN, Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 8/1/12 – 7/31/14	<p><b>Note:</b> If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> <li><b>Wednesday, September 28, 2016</b> at 9:00 a.m. in Department 303, for the filing of the third account.</li> </ul> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>
Cont. from		Accounting - \$55,120.70	
Aff.Sub.Wit.		Beginning POH - \$24,286.55	
✓ Verified		Ending POH - \$ 1,723.01	
Inventory		Conservator - \$2,300.64	
PTC		(13.61 Deputy hours @ \$96/hr and 13.08 Staff hours @ \$76/hr)	
Not.Cred.		Attorney - \$1,250.00	
✓ Notice of Hrg		(less than allowed per Local Rule)	
✓ Aff.Mail W/		Bond fee - \$50 (o.k.)	
Aff.Pub.		<b>Petitioner prays for an Order:</b>	
Sp.Ntc.		1. Approving, allowing and settling the second account;	
Pers.Serv.		2. Authorizing the conservator and attorney fees and commissions;	
Conf. Screen		3. Payment of the bond fee.	
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: KT	
		Reviewed on: 9/22/14	
		Updates:	
		Recommendation:	
		File 3 - Miller	

**Petition for First and Final Account and Report of Administratrix, Petition for Settlement, for Allowance of Attorney's Fees and Costs, for Waiver of Commission, and for Final Distribution (Prob. C. 11623)**

<b>DOD: 4/23/10</b>		<b>JO ANN SORIA</b> , Administrator, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>OFF CALENDAR.</b> Amended Petition filed and set for hearing on 10/16/14.  1. According to the petition there is a pending lawsuit involving the Administrator of this estate, Jo Ann Soria in her capacity as Administrator. Therefore it appears that the estate is not in a condition to close.  2. Petition requests that the Creditor's Claim filed by the Department of Health Care Services (DHCS) in the amount of \$74,720.18 become a lien against the estate's real property. Need agreement from DHCS to the terms of the lien prior to distribution.  3. Order does not comply with Local Rule 7.6.1F – Some portion of the contents of the order must appear on the page which the judge's signature is affixed. Need new order.
		Account period: 9/9/10 – 3/18/14	
		Accounting - <b>\$83,750.00</b>	
		Beginning POH - <b>\$83,750.00</b>	
		Ending POH - <b>\$83,750.00</b>	
<b>Cont. from 081814</b>		Attorney Fanucchi cost - <b>\$799.00</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Attorney Bortolussi costs - <b>\$799.00</b>	
<input checked="" type="checkbox"/>	<b>Verified</b>	Attorney Bortolussi - <b>\$800.00</b> – less than statutory based on time spent on the administration.	
<input checked="" type="checkbox"/>	<b>Inventory</b>	<b>Petition states</b> Attorney Edward Fanucchi was the estate's attorney prior to the filing of a Substitution of Attorney on 5/15/14. Attorney Fanucchi filed a Notice of Lien for Statutory Attorney Fees and Reimbursement for Costs Advanced stating a lien for prior attorney fees had been created in the amount of \$4,000.00. The rate of compensation was computed on the basis of a total estate of \$100,000.00. This is incorrect based on the Amended Inventory and Appraisal filed by Petitioner. Mr. Fanucchi's statutory amount at most would be \$3,350.00. Due to the conflict between the Estate and Mr. Fanucchi for the entirety of representation, which caused the probate to be significantly delayed, <b>petitioner requests that attorney fees to Mr. Fanucchi be denied.</b>	
<input checked="" type="checkbox"/>	<b>PTC</b>		
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	W/	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input checked="" type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>	11/18/10	
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by: KT</b> <b>Reviewed on: 9/16/14</b> <b>Updates:</b> <b>Recommendation:</b> <b>File 4 – Lucchesi</b>

(1) First and Final Account and Report of Conservator; (2) Petition for Allowance of Compensation to Conservator and his Attorney; and (3) Distribution

<b>DOD: 10/18/12</b>		<b>PUBLIC ADMINISTRATOR</b> , Conservator of the Estate, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>CONTINUED FROM 07/21/14</u> Minute Order for 07/21/14 states: The Court grants the petition for fees. Ms. Kruthers is directed to prepare the order. The account and petition for distribution are continued to 09/22/14.
		Account period: <b>06/26/12 – 10/18/12</b>	
		Accounting - <b>\$733,869.23</b>	
		Beginning POH - <b>\$655,215.93</b>	
		Ending POH - <b>\$578,727.55</b>	
<b>Cont. from 042414, 052714, 062414, 072114</b>		Subsequent account period: <b>10/19/12 – 02/20/14</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Accounting - <b>\$728,711.54</b>	
<input checked="" type="checkbox"/>	<b>Verified</b>	Beginning POH - <b>\$578,727.55</b>	
<input type="checkbox"/>	<b>Inventory</b>	Ending POH - <b>\$605,382.95</b>	
<input type="checkbox"/>	<b>PTC</b>	(\$62,645.20 is cash)	
<input type="checkbox"/>	<b>Not.Cred.</b>	Conservator - <b>\$7,482.62</b> (26.09 staff hours @ \$76/hr. and 57.29 deputy hours @ \$96/hr.)	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	Attorney - <b>\$2,500.00</b> (ok per Local Rule)	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	Bond fee - <b>\$769.44</b> (ok)	
<input type="checkbox"/>	<b>Aff.Pub.</b>	Costs - <b>\$539.00</b> (filing fees and certified copies)	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	Petitioner states that the conservatee has a trust and her assets will pass to that trust. Michael Smith, conservatee's son, is the trustee of her trust. Petitioner requests distribution of the remaining cash of \$51,354.17 and personal and real property be made to her son, in his capacity as trustee of her trust.	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>2620</b>	n/a	
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		

**Petitioner prays for an Order:**

1. Finding that the conservatorship of the person and estate terminated on 10/18/12, the conservatee's date of death;
2. Approving, allowing and settling the first and final account;
3. Authorizing the conservator and attorney fees and commissions;
4. Authorizing payment of the bond fee and costs; and
5. Authorizing distribution of the balance of property as stated in the Petition (and above).

**Continued on Page 2**

**Reviewed by:** JF

**Reviewed on:** 09/17/14

**Updates:**

**Recommendation:**

**File 5 – Smith**

**Objection to First and Final Account and Report of Conservator and Petition for Distribution** filed 04/22/14 by Mike (Butch) Smith, Jr. states:

1. The Petition for Distribution requests to distribute the remaining assets of the conservatorship estate to the conservatee's trust – to Michael Smith, as trustee of that Trust.
2. Petitioner reports that the conservatorship estate is holding cash assets in the amount of \$62,645.29 and other non-cash assets.
3. Objecting party alleges that the Jean Smith conservatorship estate owes Ben Smith (conservatee's husband) \$116,398.12 [itemization and reasoning provided].
4. Objector further alleges that the conservatee owes \$6,203.99 to the State of California for the 2011 tax year and states this should be cleared before distribution of the conservatorship estate.

		<p><b>ROGER DAY</b>, son, was appointed Executor with full IAEA authority without bond on 02/20/2013.</p> <p>Letters issued 02/25/2013.</p> <p>Inventory &amp; Appraisal filed 02/26/2013 shows an estate valued at \$190,000.00 consisting of real property.</p> <p>Minute Order of 02/20/2013 set this matter for hearing.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Minute Order of 08/22/2014: Status Hearing may come off if petition is filed.</b></p> <p>1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from 041814, 082214			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: LV	
		Reviewed on: 09/16/2014	
		Updates:	
		Recommendation:	
		File 6 – Day	



**Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution**

<b>DOD: 09/01/2012</b>	<b>JULIE RAVISCIONI</b> , daughter was appointed Administrator with full IAEA authority without bond on 05/15/2013.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>Page 7B is the Order to Show Cause for Failure to Appear.</b>
	Letters issued 05/16/2013	<b>Minute Order of 08/18/2014: Mr. Krbecheck is in trial and requests a continuance.</b>
<b>Cont. from 071814, 081814</b>	Final Inventory and Appraisal filed 11/06/2013 shows an estate valued at \$182,150.00.	<b>Minute Order of 07/18/2014 (Judge Kristi Culver Kapetan): No appearances. Order to personally appear issued for Mr. Krbecheck.</b>
<b>Aff.Sub.Wit.</b>		<p>1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202 Order</b>		
<b>Aff. Posting</b>		<b>Reviewed by: LV</b>
<b>Status Rpt</b>		<b>Reviewed on: 09/16/2014</b>
<b>UCCJEA</b>		<b>Updates:</b>
<b>Citation</b>		<b>Recommendation:</b>
<b>FTB Notice</b>		<b>File 7A – Dupree</b>

**7A**

DOD: 09/01/2012	JULIE RAVISCIONI, daughter was appointed Administrator with full IAEA authority without bond on 05/15/2013.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 081814	Minute Order of 07/18/2014 (Judge Kristi Culver Kapetan): No appearances. Order to personally appear issued for Mr. Krbecheck.	Minute Order of 08/18/2014: Mr. Krbechek is in trial and requests a continuance.
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 09/16/2014
		Updates:
		Recommendation:
		File 7B – Dupree

<b>DOD: 02/17/13</b>	<b>STEVEN COLLINS</b> , son, was appointed as Administrator with full IAEA and without bond on 06/19/13. Letters of Administration were issued on 06/19/13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>CONTINUED FROM 08/22/14</b>
<b>Cont. from 082214</b>	Inventory & Appraisal, final, was filed on 10/22/13 - \$154,000.00	<b>As of 09/17/14, nothing further has been filed.</b>
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		1. Need Account/Report of Administration and Petition for Distribution.
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Report of Status of First Account Current</b>
		filed 08/19/14 states: it is anticipated that the first account petition will be completed within 3 weeks. A 30 day continuance is requested.
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 09/17/14
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 8 – Collins</b>

## Petition for Termination of Proceedings and Discharge of Personal Representative

<b>DOD: 8-16-13</b>	<b>MICHAEL D. COWIN and DANIEL RAY COWIN</b> , Named Executors, are Petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. <u>The progression of this estate is highly unusual. Need clarification:</u> Were there assets that were marshaled by Petitioners and distributed outside of probate? If so, how was it determined that they were not subject to probate?  It was originally alleged that there was approx. \$220,000 in personal property assets, the nature of which is unknown; however, the first mediation agreement refers to various accounts, policies, etc. The second mediation agreement indicates that Daniel was in possession of approx. \$21,000 that he was to distribute to his brothers.  <u>This petition now states this is a "no-asset estate" but also refers to the mediation agreement(s).</u>  There is no explanation of how it was determined that the assets were not subject to administration, and no explanation as to the discrepancy in the amounts.  Probate estates are protective proceedings designed to ensure that all interested persons have been given notice, etc. This includes heirs and potential creditors of the decedent, as well as various governmental agencies, such as the Franchise Tax Board and the Dept. of Health Care Services. As such, there are various types of proceedings, and various steps required for each type.  In a probate estate, Court authorization is necessary before any distribution of assets. The mediation services that are available to litigants are not a substitute for the procedures required by law.  Because Petitioners are not represented by legal counsel, Examiner brings up these details for the Court's consideration, even though the will was never admitted to probate and Letters never issued.
<b>Cont from 080414</b>	<b>History:</b> Decedent's will dated 3-19-04 devises his estate to his four surviving step-sons: Alvin Leon Cowin, Kenneth Paul Cowin, Michael Dale Cowin, and Daniel Ray Cowin, and nominates Michael Dale Cowin and Daniel Ray Cowin as co-executors.  On 12-3-13, Michael Cowin filed a petition for probate requesting appointment of himself, alone, as executor.  At the hearing on 1-23-14, Daniel Cowin also appeared and the Court referred the two of them to mediation and continued the matter to 1-27-14.  On 1-24-14, Michael filed a declaration that attached an agreement that he and Daniel reached in mediation. The agreement dated 1-23-14 refers to exchange of information regarding various and numerous assets, and states they will work together as executors. Therefore, at hearing on 1-27-14, Michael's petition was denied, and the Court directed that an amended petition be filed.  On 2-11-14, Michael and Daniel together filed an amended Petition for Probate of Will and for Letters Testamentary as co-executors. The amended petition estimated that the estate contained approx. \$220,000.00 in personal property assets. Hearing was set for 3-13-14.  On 3-10-14, Daniel filed a declaration that attached another agreement, apparently reached in mediation on 3-10-14. According to the agreement, mediation was attended by Michael Cowin, Daniel Cowin, and Bill Cowin. (Note: It is unclear who Bill Cowin is.). This agreement appears to require Daniel to distribute \$21,000 total, with interest, to Alvin, Kenneth, and Michael on a payment schedule.	
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		<b>Reviewed by:</b> skc
<b>Status Rpt</b>		<b>Reviewed on:</b> 9-16-14
<b>UCCJEA</b>		<b>Updates:</b>
<b>Citation</b>		<b>Recommendation:</b>
<b>FTB Notice</b>		<b>File</b> 10A – Galvan

**SEE ADDITIONAL PAGES**

**Page 2**

The Minute Order from the hearing on 3-13-14 states: "The Court is advised that an agreement was reached during mediation. Petitioners to file a petition to close an estate with no assets." The matter was continued to 5-1-14.

There were no appearances at the continued hearing on 5-1-14. The Court continued the matter to 6-26-14 and also issued an Order to Show Cause for failure to appear.

On 6-26-14, Michael, Daniel, and William Cowin appeared. *(Again, it is unclear who William Cowin is.)*

The OSC was dismissed, and the matter was continued to 9-11-14 for the filing of the "amended petition."

**Therefore, on 6-27-14, the instant petition was filed.**

**The petition states: "There is no property of any kind belonging to the estate and subject to administration; after probate mediation agreement." The petition requests that the Court terminate administration and discharge the personal representative.**

**Also filed with the petition are declarations from Alvin Leon Cowin, Kenneth Paul Cowin, Michael Dale Cowin, and Daniel Ray Cowin, confirming notice of the petition and the mediation agreement, and confirming their understanding that this is a "no asset estate."**

**Order to Show Cause Re: Petition for Termination of Proceedings and Discharge of Personal Representative**

<b>DOD: 8-16-13</b>	<b>MICHAEL D. COWIN and DANIEL RAY COWIN</b> filed an amended Petition for Probate on 2-11-14.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Aff.Sub.Wit.</b>	After reaching various agreements in mediation regarding distribution of assets, the Petitioners filed a Petition for Termination of Proceedings, which was set for hearing on 8-4-14.	
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>	Examiner Notes noted various issues with this estate, the mediation agreements filed, and the Petition for Termination of Proceedings.	
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>	At the hearing on 8-4-14, there were no appearances and the Court issued this Order to Show Cause for the petitioners to be personally present to explain the request for termination of proceedings.	
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		<b>Reviewed by:</b> skc
<b>Status Rpt</b>		<b>Reviewed on:</b> 9-16-14
<b>UCCJEA</b>		<b>Updates:</b>
<b>Citation</b>		<b>Recommendation:</b>
<b>FTB Notice</b>		<b>File 10B - Galvan</b>

Probate Status Hearing RE: Filing Blocked Account Receipt

		<b>SANDRA BROWN</b> is Trustee.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		On 8/18/14 the Court approved the sale of the real property for \$130,000 and order the proceeds of the sale into a blocked account.	1. Need receipt for blocked account <u>or</u> current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
<b>Cont. from</b>		This status hearing was set for the filing of the receipt for blocked account.	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input type="checkbox"/>	<b>Notice of Hrg</b>		
<input type="checkbox"/>	<b>Aff.Mail</b>		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
		<b>Reviewed by: KT</b>	
		<b>Reviewed on: 9/22/14</b>	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 11 - Eastwood</b>	

<b>DOD: 02/18/2014</b>	<b>DIANNE E. COOLIDGE</b> , surviving spouse was appointed as Administrator with full IAEA authority with bond set at \$597,000.00 on 07/09/2014.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 08/20/2014</b>  1. Need Bond in the amount of \$597,000.00.
	Minute Order of 07/09/2014 set this Status Hearing.	
<b>Cont. from 070914, 082014</b>	<b>Minute Order of 07/09/2014:</b> The Court does not find any undue delay in Dianne Coolidge filing her petition. The Court grants the petition as to Dianne Coolidge. The petition as to Randall Coolidge and Tracie Coolidge-Fierro will be continued to 08/20/2014 pending Dianne Coolidge obtaining a bond. If the bond is obtained by Dianne Coolidge, this petition will be dismissed upon the filing of said bond. If a bond is not obtained, this matter will remain on calendar for 08/20/2014 for further hearing.	
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		



<b>Age: 75 years</b>	<b>TRACY CERDA</b> was appointed conservator of the person and estate on 8/4/14 with bond set at \$12,760.00.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	This status hearing was set for the filing of the bond.	<b>1.</b> Need bond of \$12,760.00 or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
<b>Cont. from</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: KT</b>
		<b>Reviewed on: 9/16/14</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 13 - Andrade</b>

**Petition for Probate of Will and for Letters Administration with Will Annexed;  
Authorization to Administer Under IAEA (Prob. C. 8002, 10450)**

<b>DOD: 07/26/2013</b>		<p><b>DOUGLAS S. LOPER</b>, son is petitioner and requests appointment as Administrator with Will annexed without bond.</p> <p>All heirs waive bond and nominate Douglas S. Loper.</p> <p>Full IAE – o.k.</p> <p>Will dated: 07/16/1990</p> <p>Residence: Fowler  Publication: The Business Journal</p> <p><b>Estimated value of the Estate:</b>  Personal property - \$575.00  Real property - \$175,000.00  <b>Total - \$175,575.00</b></p> <p>Probate Referee: Rick Smith</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Will is not self-proving. Need proof of subscribing witness.</p> <p><b>Declaration filed 09/04/2014 by Douglas S. Loper</b>, petitioner, states he is the son of the decedent and has corresponded with the decedent throughout her lifetime. He has personal knowledge of the decedent's handwriting acquired by seeing her write and having received handwritten correspondence. It is the petitioner's opinion that the decedent signed the will. Petitioner believes that Lucy Valdez is deceased and efforts to contact Mikio Uchiyama, the other witness on the decedent's will dated 07/16/1990, have been unsuccessful.</p> <p><b>Declaration filed 09/04/2014 by Susan Whitsitt</b>, states she is the daughter of the decedent and has corresponded with the decedent throughout her lifetime. She has personal knowledge of the decedent's handwriting acquired by seeing her write and having received handwritten correspondence. It is Ms. Whitsitt's opinion that the decedent signed the will and believes that Lucy Valdez is deceased and efforts to contact Mikio Uchiyama, the other witness on the decedent's will dated 07/16/1990, have been unsuccessful.</p> <p><b>Note: If the petition is granted status hearings will be set as follows:</b></p> <ul style="list-style-type: none"> <li>• <b>Thursday, 01/22/2015 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <u>and</u></li> <li>• <b>Thursday, 11/19/2015 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.</li> </ul> <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
<b>Cont. from 082114</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	<input checked="" type="checkbox"/>		
<input checked="" type="checkbox"/> <b>Verified</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Inventory</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>PTC</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Not.Cred.</b>	<input type="checkbox"/>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	<input type="checkbox"/>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	<input type="checkbox"/>		
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Sp.Ntc.</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Pers.Serv.</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Conf. Screen</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Letters</b>	<input checked="" type="checkbox"/>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Objections</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Video Receipt</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>CI Report</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>9202</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Order</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff. Posting</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Status Rpt</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>UCCJEA</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>Citation</b>	<input type="checkbox"/>		
<input type="checkbox"/> <b>FTB Notice</b>	<input type="checkbox"/>		
		<p><b>Reviewed by:</b> LV</p> <p><b>Reviewed on:</b> 09/16/2014</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 14 - Loper</b></p>	

## Petition for Settlement and Approval of Trustee's Account

		<b>HOWARD J. DEMERA</b> , Trustee, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  Please see related cases on pages 16 – 19.
		Petitioner states on 10/15/1993, <b>JOSEPH F. DESMOND and EDNA F. DESMOND</b> , as Settlor and Trustees, executed a Trust Agreement establishing the <b>DESMOND FAMILY TRUST</b> .	
<b>Cont. from</b>			
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	W/	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
		<b>EDNA F. DESMOND</b> died on 6/9/1996 and by reason of her death the trust was divided in to the <b>JOSEPH F. DESMOND SURVIVOR'S TRUST</b> , the <b>DESMOND MARITAL TRUST</b> , the <b>DESMOND GRANDCHILDREN'S TRUST</b> and the <b>DESMOND FAMILY TRUST</b> .	
		After the death if <b>EDNA F. DESMOND</b> , <b>JOSEPH P. DESMOND</b> became and acted as sole Trustee of all the separate trusts and served as the sole Trustee until his death on 8/19/2007. Upon the death of <b>JOSEPH F. DESMOND</b> , petitioner <b>HOWARD J. DEMERA</b> , became Trustee of all of the trusts. This petition relates to and present's petitioner's accounting for his administration of the <b>JOSEPH F. DESMOND SURVIVOR'S TRUST</b> .	
		Petitioners accounting is presented in two periods.	
		Account period: 8/19/07 – 7/31/08	
		Accounting - \$15,395,615.71	
		Beginning POH - \$11,825,478.13	
		Ending POH - \$ 9,372,159.00	
		Account period: 8/1/09 – 11/16/11	
		Accounting - \$17,343,100.26	
		Beginning POH - \$ 9,372,159.00	
		Ending POH - \$0	
		Please see additional page	
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 9/16/14</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 15 - Desmond</b>

**Wherefore, petitioner prays for an order of this Court:**

1. Settling, allowing and approving the account and report of petitioner as Trustee as filed;
2. Confirming and approving all acts and proceedings of petitioner as Trustee.

Petition for Settlement and Approval of Trustee's Account

		<p><b>HOWARD J. DEMERA</b>, Trustee, is petitioner.</p> <p>Petitioner states on 10/15/1993, <b>JOSEPH F. DESMOND</b> and <b>EDNA F. DESMOND</b>, as Settlor and Trustees, executed a Trust Agreement establishing the <b>DESMOND FAMILY TRUST</b>.</p> <p><b>EDNA F. DESMOND</b> died on 6/9/1996 and by reason of her death the trust was divided in to the <b>JOSEPH F. DESMOND SURVIVOR'S TRUST</b>, the <b>DESMOND MARITAL TRUST</b>, the <b>DESMOND GRANDCHILDREN'S TRUST</b> and the <b>DESMOND FAMILY TRUST</b>.</p> <p>After the death if <b>EDNA F. DESMOND</b>, <b>JOSEPH P. DESMOND</b> became and acted as sole Trustee of all the separate trusts and served as the sole Trustee until his death on 8/19/2007. Upon the death of <b>JOSEPH F. DESMOND</b>, petitioner <b>HOWARD J. DEMERA</b>, became Trustee of all of the trusts. This petition relates to and present's petitioner's accounting for his administration of the <b>DESMOND GRANDCHILDREN'S TRUST</b>.</p> <p>Petitioners accounting is presented in two periods.</p> <p>Account period: 8/19/07 – 7/31/08</p> <table> <tr> <td>Accounting</td> <td>-</td> <td><b>\$1,783,910.57</b></td> </tr> <tr> <td>Beginning POH</td> <td>-</td> <td><b>\$1,647,615.11</b></td> </tr> <tr> <td>Ending POH</td> <td>-</td> <td><b>\$1,472,630.90</b></td> </tr> </table> <p>Account period: 8/1/09 – 11/16/11</p> <table> <tr> <td>Accounting</td> <td>-</td> <td><b>\$1,668,877.16</b></td> </tr> <tr> <td>Beginning POH</td> <td>-</td> <td><b>\$1,472,630.90</b></td> </tr> <tr> <td>Ending POH</td> <td>-</td> <td><b>\$ 10,522.19</b></td> </tr> </table> <p><b>Please see additional page</b></p>	Accounting	-	<b>\$1,783,910.57</b>	Beginning POH	-	<b>\$1,647,615.11</b>	Ending POH	-	<b>\$1,472,630.90</b>	Accounting	-	<b>\$1,668,877.16</b>	Beginning POH	-	<b>\$1,472,630.90</b>	Ending POH	-	<b>\$ 10,522.19</b>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Please see related cases on pages 15, &amp; 17 – 19.</p>
Accounting	-	<b>\$1,783,910.57</b>																			
Beginning POH	-	<b>\$1,647,615.11</b>																			
Ending POH	-	<b>\$1,472,630.90</b>																			
Accounting	-	<b>\$1,668,877.16</b>																			
Beginning POH	-	<b>\$1,472,630.90</b>																			
Ending POH	-	<b>\$ 10,522.19</b>																			
Cont. from																					
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✓	Notice of Hrg																				
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	Letters																				
	Duties/Supp																				
	Objections																				
	Video Receipt																				
	CI Report																				
	9202																				
✓	Order																				
	Aff. Posting																				
	Status Rpt																				
	UCCJEA																				
	Citation																				
	FTB Notice																				

Reviewed by: KT
Reviewed on: 9/17/14
Updates:
Recommendation:
File 16 - Desmond

**Wherefore, petitioner prays for an order of this Court:**

3. Settling, allowing and approving the account and report of petitioner as Trustee as filed;
4. Confirming and approving all acts and proceedings of petitioner as Trustee.

## Petition for Settlement and Approval of Trustee's Account

		<b>HOWARD J. DEMERA</b> , Trustee, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  Please see related cases on pages 15, 16, 18 & 19.
		Petitioner states on 10/15/1993, <b>JOSEPH F. DESMOND and EDNA F. DESMOND</b> , as Settlers and Trustees, executed a Trust Agreement establishing the <b>DESMOND FAMILY TRUST</b> .	
Cont. from		<b>EDNA F. DESMOND</b> died on 6/9/1996 and by reason of her death the trust was divided in to the <b>JOSEPH F. DESMOND SURVIVOR'S TRUST</b> , the <b>DESMOND MARITAL TRUST</b> , the <b>DESMOND GRANDCHILDREN'S TRUST</b> and the <b>DESMOND FAMILY TRUST</b> .	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Accounting - <b>\$8,727,481.35</b> Beginning POH - <b>\$7,520,518.47</b> Ending POH - <b>\$7,118,165.39</b>	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA	Account period: 8/1/09 – 12/31/10  Accounting - <b>\$8,843,360.55</b> Beginning POH - <b>\$7,118,165.39</b> Ending POH - <b>\$6,136,803.37</b>	Reviewed by: <b>KT</b> Reviewed on: <b>9/17/14</b> Updates:
<input type="checkbox"/>	Citation		Recommendation:
<input type="checkbox"/>	FTB Notice	Account period: 1/1/11 – 11/16/11  Accounting - <b>\$6,559,107.43</b> Beginning POH - <b>\$6,136,803.37</b> Ending POH - <b>\$0</b>	File 17 - Desmond
		Please see additional page	

**Wherefore, petitioner prays for an order of this Court:**

5. Settling, allowing and approving the account and report of petitioner as Trustee as filed;
6. Confirming and approving all acts and proceedings of petitioner as Trustee.



## Petition for Settlement and Approval of Trustee's Account

		<b>HOWARD J. DEMERA</b> , Trustee, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  Please see related cases on pages 15, 16, 17 & 19.																							
		Petitioner states on 10/15/1993, <b>JOSEPH F. DESMOND</b> and <b>EDNA F. DESMOND</b> , as Settlers and Trustees, executed a Trust Agreement establishing the <b>DESMOND FAMILY TRUST</b> .																								
<b>Cont. from</b>																										
	<b>Aff.Sub.Wit.</b>																									
✓	<b>Verified</b>																									
	<b>Inventory</b>																									
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	<b>Not.Cred.</b>																									
✓	<b>Notice of Hrg</b>																									
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	<b>Aff.Pub.</b>																									
	<b>Sp.Ntc.</b>																									
	<b>Pers.Serv.</b>																									
	<b>Conf. Screen</b>																									
	<b>Letters</b>																									
	<b>Duties/Supp</b>																									
	<b>Objections</b>																									
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	<b>UCCJEA</b>																									
	<b>Citation</b>																									
	<b>FTB Notice</b>																									
		<p><b>EDNA F. DESMOND</b> died on 6/9/1996 and by reason of her death the trust was divided in to the <b>JOSEPH F. DESMOND SURVIVOR'S TRUST</b>, the <b>DESMOND MARITAL TRUST</b>, the <b>DESMOND GRANDCHILDREN'S TRUST</b> and the <b>DESMOND FAMILY TRUST</b>.</p> <p>After the death if <b>EDNA F. DESMOND</b>, <b>JOSEPH P. DESMOND</b> became and acted as sole Trustee of all the separate trusts and served as the sole Trustee until his death on 8/19/2007. Upon the death of <b>JOSEPH F. DESMOND</b>, petitioner <b>HOWARD J. DEMERA</b>, became Trustee of all of the trusts. This petition relates to and present's petitioner's accounting for his administration of the <b>DESMOND FAMILY EDUCATION TRUST</b>.</p> <p>Petitioners accounting is presented in two periods.</p> <p>Account period: 11/3/10 – 12/31/10</p> <table> <tr> <td>Accounting</td> <td>-</td> <td><b>\$3,150,880.10</b></td> </tr> <tr> <td>Beginning POH</td> <td>-</td> <td><b>\$0</b></td> </tr> <tr> <td>Ending POH</td> <td>-</td> <td><b>\$3,082,503.43</b></td> </tr> </table> <p>Account period: 8/1/09 – 11/16/11</p> <table> <tr> <td>Accounting</td> <td>-</td> <td><b>\$5,339,904.29</b></td> </tr> <tr> <td>Beginning POH</td> <td>-</td> <td><b>\$3,082,503.43</b></td> </tr> <tr> <td>Ending POH</td> <td>-</td> <td><b>\$3,048,259.92</b></td> </tr> </table> <p><b>Please see additional page</b></p>	Accounting	-	<b>\$3,150,880.10</b>	Beginning POH	-	<b>\$0</b>	Ending POH	-	<b>\$3,082,503.43</b>	Accounting	-	<b>\$5,339,904.29</b>	Beginning POH	-	<b>\$3,082,503.43</b>	Ending POH	-	<b>\$3,048,259.92</b>	<table> <tr> <td><b>Reviewed by:</b> KT</td> </tr> <tr> <td><b>Reviewed on:</b> 9/17/14</td> </tr> <tr> <td><b>Updates:</b></td> </tr> <tr> <td><b>Recommendation:</b></td> </tr> <tr> <td>File 18 - Desmond</td> </tr> </table>	<b>Reviewed by:</b> KT	<b>Reviewed on:</b> 9/17/14	<b>Updates:</b>	<b>Recommendation:</b>	File 18 - Desmond
Accounting	-	<b>\$3,150,880.10</b>																								
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<b>Reviewed on:</b> 9/17/14																										
<b>Updates:</b>																										
<b>Recommendation:</b>																										
File 18 - Desmond																										

**Wherefore, petitioner prays for an order of this Court:**

7. Settling, allowing and approving the account and report of petitioner as Trustee as filed;
8. Confirming and approving all acts and proceedings of petitioner as Trustee.

			<b>HOWARD J. DEMERA</b> , Trustee, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  Please see related cases on pages 15 - 18.
			Petitioner states on 10/15/1993, <b>JOSEPH F. DESMOND and EDNA F. DESMOND</b> , as Settlor and Trustees, executed a Trust Agreement establishing the <b>DESMOND FAMILY TRUST</b> .	
Cont. from			<b>EDNA F. DESMOND</b> died on 6/9/1996 and by reason of her death the trust was divided in to the <b>JOSEPH F. DESMOND SURVIVOR'S TRUST</b> , the <b>DESMOND MARITAL TRUST</b> , the <b>DESMOND GRANDCHILDREN'S TRUST</b> and the <b>DESMOND FAMILY TRUST</b> .	
	Aff.Sub.Wit.		After the death if <b>EDNA F. DESMOND</b> , <b>JOSEPH P. DESMOND</b> became and acted as sole Trustee of all the separate trusts and served as the sole Trustee until his death on 8/19/2007. Upon the death of <b>JOSEPH F. DESMOND</b> , petitioner <b>HOWARD J. DEMERA</b> , became Trustee of all of the trusts. This petition relates to and present's petitioner's accounting for his administration of the <b>DESMOND FAMILY TRUST</b> .	
✓	Verified		Petitioners accounting is presented in two periods.	
	Inventory		Account period: 8/19/07 – 12/31/08	
	PTC		Accounting - \$3,332,831.10 Beginning POH - \$3,139,317.31 Ending POH - \$3,082,503.43	
	Not.Cred.		Account period: 1/1/09 – 11/3/10	
✓	Notice of Hrg		Accounting - \$3,271,976.87 Beginning POH - \$3,079,748.01 Ending POH - \$0	
✓	Aff.Mail	W/	Please see additional page	
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

**Wherefore, petitioner prays for an order of this Court:**

9. Settling, allowing and approving the account and report of petitioner as Trustee as filed;
10. Confirming and approving all acts and proceedings of petitioner as Trustee.

Atty Fanucchi, Edward L. (for Rosalinda Lopez – Daughter – Petitioner)

Atty Bagdasarian, Gary G. (Court-appointed for Conservatee)

## Petition for Appointment of Probate Conservator of the Person

			<b>NO TEMP REQUESTED</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>	W		
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
✓	<b>Pers.Serv.</b>	W		
✓	<b>Conf. Screen</b>			
	<b>Letters</b>	X		
✓	<b>Duties/Supp</b>			
	<b>Objections</b>			
✓	<b>Video Receipt</b>			
✓	<b>CI Report</b>			
	<b>9202</b>			
	<b>Order</b>	X		
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
✓	<b>Citation</b>			
	<b>FTB Notice</b>			

**ROSALINDA "LINDA" LOPEZ**, Daughter, is Petitioner and requests appointment as Conservator of the Person with medical consent powers and dementia medication and placement powers.

**Voting rights affected**

**Need Capacity Declaration.**

**Petitioner states** the proposed Conservatee suffers from Alzheimer's and needs assistance with her daily activities, bathing, cooking, cleaning, walking, medications, etc.

Petitioner the proposed Conservatee currently resides with another daughter, Mary Hernandez, in Kingsburg, CA. She receives social security benefits and supplemental security benefits, which are supposed to be used for her support, personal items, medical supplies, Medicare copayments, etc. The payments are made to Mary Hernandez. Petitioner wishes to have the social security payments payable to the conservator in a "conservatorship bank account" for preservation of the funds for the use they are intended.

**Court Investigator Dina Calvillo filed a report on 9-15-14.**

**NEEDS/PROBLEMS/COMMENTS:**

Court Investigator advised rights on 9-5-14

Voting rights affected – need minute order.

1. Need Capacity Declaration in support of medical consent powers with Dementia Attachment in support of dementia medication and placement powers.
2. Need Order, Letters.

**Additional Note:** Petitioner requests conservatorship of the person only, but details plans to open a "conservatorship bank account" for the conservatee's social security income. However, if there is no conservatorship of the estate, then titling the account as "conservatorship bank account" may cause confusion.

**Reviewed by:** skc

**Reviewed on:** 9-16-14

**Updates:**

**Recommendation:**

**File 20 - Pasillas**

		<b>TEMP (ESTATE ONLY) EXPIRES 9-22-14</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
Cont. from 032913, 042613, 061413, 100413. 011014, 062314		<b>VANCE SEVERIN and TERRI SEVERIN</b> , Brother and Sister of Mr. Salzman's wife, Stacy Salzman, were appointed as Temporary Co-Conservators of the Person and Estate without bond (bond upon permanent appointment) on 9-25-12.	1. Need first account or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
Aff.Sub.Wit.			
Verified		At a hearing on 11-5-12, the Court set status hearing for the filing of the I&A for 3-22-13.	
Inventory			
PTC			
Not.Cred.		On 12-10-12, The Temporary Co- Conservators were authorized to sell the Conservatee's real property, with proceeds to be deposited into a blocked account.	
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.		At hearing on 1-7-13, the petition for conservatorship of the <u>person</u> was withdrawn, and the conservatorship of the <u>estate</u> was extended to 3-29- 13, but limited to the sale of the property and negotiate and settle with the Conservatee's creditors, including California Franchise Tax Board and IRS.	
Conf. Screen			
Letters			
Duties/Supp		Also on 1-7-13, the Court set this status hearing for filing of the First or Final Account of Temporary Conservator.	
Objections			
Video Receipt			
CI Report			
9202		<b>Note:</b> I&A filed 5-22-13 indicates the Conservatee's 50% real property interest valued at \$75,000.00.	
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice		<b>Note:</b> Per Status Report filed 5-7-14, escrow closed on 4-18-14.	
			Reviewed by: skc
			Reviewed on: 9-16-14
			Updates:
			Recommendation:
			File 22 - Salzman

Atty Roberts, David A. (for Joan St. Louis – Petitioner)  
 Atty Cram, Donald H., III (for Bianca Soria – Limited Opposition)  
 Status Hearing

<b>DOD: 10-7-12</b>	<b>JOAN ST. LOUIS</b> , Spouse, filed Petition for Assumption of Law Practice of David St. Louis on 9-6-13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
Cont. from 111313, 112013, 010814, 022614, 052814	<b>Background: Mrs. St. Louis' petition requested:</b>	
Aff.Sub.Wit.	1) That the Court assume jurisdiction over the law practice of David J. St. Louis and appoint attorney <b>PAUL T. CHAMBERS</b> to represent and assist the Court in assuming jurisdiction;	As of 3-25-14, a bond has been filed; however, no status report has been filed.
Verified	2) Allow Mr. Chambers to appoint himself as receiver and take possession and control of any and all bank accounts related to Mr. St. Louis' law practice, including the <b>attorney-client trust account which contained \$54,502.09 at 3-31-13;</b>	<b>Note: Page B is the status hearing for filing of the accounting.</b>
Inventory	3) Coordinate with Allison St. Louis, former legal secretary, to determine the clients entitled to funds and the amounts each is owed;	<b>Note: There were no appearances on 5-28-14</b>
PTC	4) Upon determining the recipients and the amounts owed, that Mr. Chambers be allowed to issue checks to the recipients without further court order;	
Not.Cred.	5) Specifically, that Mr. Chambers be allowed, without further Court order, to issue checks from a certain estate account ( <b>John K. Shirin Estate</b> ) to those recipients entitled thereto; and	
Notice of Hrg	6) Upon completion, provided accounting.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen	<b>Non-Opposition to Petition was filed 9-30-13 by the State Bar of California.</b>	
Letters		
Duties/Supp	<b>A Creditor's Claim and Request for Special Notice</b> was filed 9-30-13 by Attorney J. Patrick Sullivan, who represents Walter Wentz, Creditor.	<b>Reviewed by:</b> skc
Objections		<b>Reviewed on:</b> 9-16-14
Video Receipt	<b>Limited Opposition to Petition</b> was filed 10-9-13 by <b>BIANCA SORIA</b> . Ms. Soria states she was a client of Mr. St. Louis, who was wired <b>\$65,000.00</b> in connection with a settlement. Ms. Soria requested that as a condition to granting the petition, that the Court direct Mr. Chambers to distribute the funds to her, or to post appropriate bond.	<b>Updates:</b>
CI Report		<b>Recommendation:</b>
9202		<b>File 23A – St. Louis</b>
Order	<b>At hearing on 10-16-13, the Court granted the petition with additional orders and set this status hearing. See <u>Page 2 for specifics.</u></b>	
Aff. Posting	<b>Subsequent to the hearing, both attorneys David Roberts and Donald Cram submitted competing proposed orders.</b>	
Status Rpt	<b>Therefore, the Court will address the competing proposed orders at this status hearing.</b>	
UCCJEA		
Citation		
FTB Notice	<b>SEE ADDITIONAL PAGES</b>	

## Page 2

**Minute Order 10-16-13:** Mr. Cram is appearing via CourtCall on behalf of Bianca Soria. The Court accepts Mr. Roberts representation that Attorney Timothy Magill has been given notice. The Court finds that Patrick James' client has been properly served. The Court will allow the interlination under 9764. The Court grants the petition and waives bond. The Court orders that the \$41,155.89 be paid within 30 days. The Court notes that there are no funds to pay Attorney Chambers and he is acting in pro bono. Matter set for Status Hearing on 11/13/13. If everything is completed by 11/13/13, no appearances will be necessary. Set on 11/13/13 at 9am in Dept 303 for Status Hearing. Additional hearing dates 3/6/14 at 9am Dept 303 for Status Re Accounting; Petition is granted; Order to be signed ex parte.

**Attorney David A. Roberts submitted a proposed Order that contains orders as follows:**

1. Granting the petition that the Court assume jurisdiction over the law practice, including, but not limited to, dispersing [sic] funds held in the attorney-client trust account;
2. Appointing Paul T. Chambers to represent and assist the Court in assuming jurisdiction over the law practice without bond and shall receive no compensation;
3. That Mr. Chambers coordinate with Allison St. Louis to determine the clients entitled to files, documentation, and/or funds and the amounts each is owed;
4. That the amount that Mr. Chambers finds due to Ms. Soria shall be paid within 30 days from the entry of this order without further Court order;
5. That Mr. Chambers be allowed to appoint himself receiver and take possession of the various accounts and have signature power over such accounts, including that certain account fbo John K. Shirin or his heirs;
6. That after determining the recipients of the files, documents, and money, and the amount thereof, that Mr. Chambers is given the authority to disburse such without further Court order;
7. That Mr. Chambers is authorized without further Court order to issue checks from the John K. Shirin account to those recipients entitled thereto;
8. That upon completing the foregoing tasks, Mr. Chambers provide an accounting, upon approval of which he shall be discharged; and
9. That Mr. Chambers inform the Court of any other action taken as the Court's representative;
10. Setting hearing for approval of the final account on 3-6-14.

**Attorney Donald H. Cram submitted an Alternate proposed Order that includes, in addition to the above orders, that Mr. Chambers shall disburse no less than \$41,155.89 to Ms. Soria within 30 days without further Court order.**

**Note: Per Minute Order 2-26-14, bond of \$47,000.00 was required. Bond was filed 3-17-14. No further status report or accounting has been filed.**

**Note: The Court had originally set status hearing for 3-6-14 for the filing of the accounting. On 3-6-14, that status hearing was continued with this status hearing. See Page B.**

**Update: The Order for Court Assumption of the Law Practice of David J. St. Louis, Deceased, and Appointing Paul T. Chambers Practice Administrator with Related Powers of Administration was signed on 3-26-14. An Amended Order was apparently signed by the Court 5-14-14, which included specific distribution relative to the Shirin Estate, although this matter is not specifically before the Court.**

**However, there were no appearances at this Status Hearing or at the related Status Hearing Re Accounting on 5-28-14 and the matter was continued to 6-25-14.**

**Note: The amended order was apparently submitted to the Court ex parte for signature. \$60.00 is due.**



		<b>DAVID J. ST. LOUIS</b> , an attorney, passed away 10-7-12.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
Cont. from 030614, 032614, 052814			<u>Continued from 3-6-14, 3-26-14, 5-28-14</u>
Aff.Sub.Wit.		<b>On 10-16-13</b> , pursuant to the petition of <b>JOAN ST. LOUIS</b> , Attorney <b>PAUL T. CHAMBERS</b> was appointed as Practice Administrator pursuant to Probate Code §9764 without bond.	1. Need account or <u>verified written status report</u> pursuant to local rules.
Verified			
Inventory		At the hearing on 10-16-13, the Court set this status hearing for the filing of a final accounting by the Practice Administrator pursuant to Probate Code §9764(h).	
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			Reviewed by: skc
Status Rpt			Reviewed on: 9-16-14
UCCJEA			Updates:
Citation			Recommendation:
FTB Notice			File 23B – St. Louis

	<b>TEMP EXPIRES 9-22-14</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>RUBEN MACEDO</b> and <b>ERLINDA MACEDO</b> , maternal grandparents, are Petitioners.	<p><u>At Court Trial on 3-20-14</u>, the parties entered into a temporary agreement as set forth by Ms. Hopper and the temporary guardianship was extended to 9-22-14.</p> <p><u>Note:</u> According to the minute order, this matter was continued to 9-22-14 at 9:00 a.m. in Dept. 303; therefore, the matter was scheduled at 9:00. However, Ms. Hopper's Order After Hearing indicates 10:00 a.m.</p>
	Father: <b>JOHNNY JARAMILLO</b> – Personally served 12/06/13 – Objection Filed 01/10/14	
	Mother: <b>CYNTHIA MACEDO</b> – Consent & Waiver of Notice filed 11/07/13	
	Paternal grandfather: DECEASED Paternal grandmother: DORA JARAMILLO – Notice dispensed 12/12/13	
	Minors: Lauren Jaramillo and Jenelle Jaramillo – consent and waive notice	
	Sibling: Johnny Jaramillo – Served by mail 11/22/2013	
	<b>Petitioners filed this petition for guardianship on 11-7-13.</b>	
	<b>John Jaramillo, Father, objected.</b>	
	<b>Court Investigator Jennifer Daniel filed a report on 01/06/2014.</b>	
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202 Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> skc
		<b>Reviewed on:</b> 9-17-14
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 24 - Jaramillo</b>

Atty Bonilla, Melissa Marie (Pro Per – Mother – Petitioner)

Atty Galindo, Roberta J. (Pro Per – Maternal Grandmother – Guardian)

**Petition for Termination of Guardianship**

		<b>MELISSA MARIE BONILLA</b> , Mother, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. If this petition goes forward, need proof of service of Notice of Hearing on <u>all relatives</u> pursuant to Probate Code §1460(b)(5).
		<b>ROBERTA J. GALINDO</b> , Maternal Grandmother, was appointed guardian of George on 5-7-13 and of Azaria on 1-22-14.	
	<b>Aff.Sub.Wit.</b>		
	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
	<b>Notice of Hrg</b>		
	<b>Aff.Mail</b>		
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by:</b> skc <b>Reviewed on:</b> 9-17-14 <b>Updates:</b> <b>Recommendation:</b> <b>File 25 – Bonilla-Ramirez</b>

DOD: 2-2-01		BARBARA MORRIS, Spouse, is Petitioner.  Petition is incomplete.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Continued from 8-18-14. As of 9-16-14, nothing further has been filed.</u>  <u>Need amended petition based on the following:</u>  1. The petition is blank at #4c – intestate or will?  2. The petition is blank at #6 at #9. Was the decedent survived by any other relatives?  3. The petition is blank at #7 and does not contain an attachment regarding what property Petitioner is requesting to be determined to pass to her.  4. The petition is blank at #12. Need verification that a petition for probate is not being filed (#12c).  5. Petitioner does not state any facts necessary to make a determination of property passing to her as spouse. When were Petitioner and Decedent married? When was the property acquired? How was the property acquired? Any other details relevant pursuant to Probate Code §13651.  6. This petition was filed with a fee waiver. If property is determined to pass to Petitioner, the filing fee of \$435.00 will be due.
Cont from 081814			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: skc Reviewed on: 9-16-14 Updates: Recommendation: File 26 – Morris